IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

| UNITED STATES OF AMERICA, |) | |
|---------------------------|---|-------------------------|
| Plaintiff, |) | 4:09CR3108 |
| V. |) | MEMODANDURA |
| JUSTIN XAVIER NICHOLS, |) | MEMORANDUM AND ORDER |
| Defendant. |) | |
| |) | |

The defendant has been apprehended after failing to appear for sentencing. I conferred with counsel and gave notice that I am considering an enhancement for obstruction of justice. After that, we agreed on a sentencing date. Therefore,

IT IS ORDERED that sentencing will take place on Tuesday, July 20, 2010, at 2:30 p.m.

DATED this 16th day of July, 2010.

BY THE COURT:

Richard G. K opf United States District Judge